



Patent
Attorney's Docket No. 032796-218

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) MAILSTOP: AF
Gary L. BRETON)
Application No.: 09/540,209) Group Art Unit: 1634
Filed April 4, 2000) Examiner: Sally A. Sakelaris
For: NUCLEIC ACID AND AMINO ACID) Confirmation No.: 9843
SEQUENCES RELATING TO)
BACTEROIDES FRAGILIS FOR)
DIAGNOSTICS AND THERAPEUTICS)
(As Amended)

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

All finally rejected claims in the decision of the Primary Examiner dated July 17, 2003 are hereby appealed to the Board of Patent Appeals and Interferences.

The Appeal fee was previously paid on _____.
Therefore, no Appeal fee is now required.
 Enclosed is the Appeal fee of [] \$165.00 (2401) \$330.00 (1401).
 Please charge the Appeal fee of [] \$165.00 (2401) [] \$330.00 (1401) to Deposit Account No. 02-4800.
 Small entity status is hereby claimed.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

01/22/2004 MDMATE1 00000086 09540209

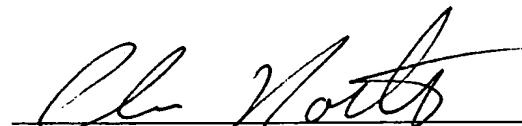
01 FC:1401

330.00 OP

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: January 20, 2004

By: 
Christopher L. North, Ph.D.
Registration No. 50,433

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620